

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1316 be amended to read as follows:

- 1 Page 2, line 4, delete "tap-ins" and insert "**connections**".
- 2 Page 2, line 6, after "towers" insert "**and storage tanks**".
- 3 Page 2, line 7, delete "tap-ins" and insert "**connections**".
- 4 Page 3, line 9, delete "wages and the cost of constructing" and insert
- 5 "**construction of**".
- 6 Page 3, line 12, delete "may,".
- 7 Page 3, line 13, delete "shall,".
- 8 Page 3, line 17, before "hold" insert "**shall**".
- 9 Page 7, line 16, after "officer" insert "**of the unit**".
- 10 Page 7, line 25, delete "If a" and insert "**Any**".
- 11 Page 7, line 25, delete "does not have authority to" and insert
- 12 "**adopting assessments under this chapter may**".
- 13 Page 7, line 25, after "operate" delete "a" and insert "**the**".
- 14 Page 7, line 27, delete ", the unit shall:" and insert ".".
- 15 Page 7, line 28, delete "(1)".
- 16 Page 7, line 28, before "enter" begin a new paragraph and insert:
- 17 "**(e) A unit may**".
- 18 Page 7, line 28, after "entity" insert "**or other entity or person**".
- 19 Page 7, line 31, delete "; and" and insert ".".
- 20 Page 7, delete lines 32 through 42.
- 21 Page 8, delete line 1.
- 22 Page 8, line 18, delete "**and**".
- 23 Page 8, line 21, delete "." and insert "**; and**".
- 24 Page 8, between lines 21 and 22, begin a new line block indented

1 and insert:

2 **"(3) may not constitute a debt of the unit for purposes of the**
3 **Constitution of the State of Indiana."**

4 Page 8, line 24, delete "revenues" and insert "assessments".

5 Page 9, line 37, after "be." insert "**The only basis for the action or**
6 **judicial review is that the establishment of the public improvement**
7 **area does not provide public utility and benefit. A court may**
8 **overturn the actions of the legislative body only if it finds that the**
9 **actions are arbitrary and capricious."**

(Reference is to HB 1316 as printed January 31, 2002.)

Representative Liggett